



Lori E. Lightfoot
Mayor

Department of Police • City of Chicago
3510 S. Michigan Avenue • Chicago, Illinois 60653

Eddie T. Johnson
Superintendent of Police

September 25, 2019

Via Email:

Sanjin Ibrahimovic
Lucy Parsons Labs
sanjin@lucyparsonslabs.com

RE: NOTICE OF RESPONSE TO FOIA REQUEST
FOIA FILE NO.: P518539

Dear Sanjin Ibrahimovic:

The Chicago Police Department (CPD) is in receipt of your Freedom of Information Act (FOIA) request, received August 28, 2019 for the following:

"Pursuant to the Illinois Freedom of Information Act, I hereby request the following records:

In a lawsuit between the ACLU and CPD, it was revealed that CPD had been using a vendor named Dunami for social media surveillance purposes. This has been well documented in the media:

<https://afrotech.com/chicago-police-reveal-name-of-company-used-to-monitor-social-media>
<https://news.wttw.com/2019/02/28/records-cpd-used-cia-backed-software-monitor-social-media-accounts>

I am seeking documents pertaining to:

-All documents released to the ACLU as a result of that lawsuit in 06-20-2018."

Your request was reviewed by the undersigned in collaboration with the City's Department of Law. CPD is providing you with the responsive records tendered from the Department of Law to CPD as a result of the above-referenced lawsuit, 18 CH 07758.

Please be advised that certain information has been redacted from the enclosed responsive records pursuant to 5 ILCS 140/7(1)(b) and 5 ILCS 140/7(1)(c). Details of the redactions are set forth below.

Section 7(1)(b) exempts from disclosure "[p]rivate information, unless disclosure is required by another provision of this Act, a State or federal law or a court order." 5 ILCS 140/7(1)(b). The FOIA, in 5 ILCS 140/2(c-5), defines "private information" as follows:

"'Private information' means unique identifiers, including a person's social

security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person."

Therefore, signatures are exempt and were properly redacted pursuant to Section 7(1)(b).

In addition, names, IR numbers, Instagram addresses, icons, screennames, photos, Twitter names and account information, Snapchat information, school information, employment information, and Facebook numbers and usernames, and other identifying information of individuals found in these reports were also redacted pursuant to 5 ILCS 140/7(1)(c) of FOIA. Section 7(1)(c) exempts from inspection and copying the following:

"[P]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy... 'Unwarranted invasion of personal privacy' means the disclosure of information is that highly personal or objectionable to reasonable person and in which the subject's right to privacy outweighs any legitimate public interest in obtaining the information." *Id.*

Because the redacted information is personal information and individuals would find it objectionable for the public to know that CPD was reviewing their social media accounts, release would clearly be an unwarranted invasion of personal privacy. Therefore, CPD properly redacted this information pursuant to Section 7(1)(c).

If I can be of further assistance, please contact me at the following address:

Chicago Police Department
Attention: Freedom of Information
Office of Legal Affairs, Unit 114
3510 S. Michigan Avenue
Chicago, IL 60653
foia@chicagopolice.org

You have a right of review by the Illinois Attorney General's Public Access Counselor, who can be contacted at 500 S. Second St., Springfield, IL 62706 or by telephone at 877-299-3642. You may also seek judicial review under 5 ILCS 140/11.

Sincerely,

A. Marlan
Freedom of Information Act Officer
Chicago Police Department
Office of Legal Affairs, Unit 114
3510 S. Michigan Ave.
Chicago, IL 60653